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PATTERSON & SHERIDAN, LLP

ATTORNEYS AT LAW
595 SHREWSBURY AVENUE
SUITE 100
SHREWSBURY, NJ 07702
TELEPHONE (732) 530-9404
TELEFAX (732) 530-9808

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TO: Commissioner for Patents

FAX NO.: 571-273-8300

FROM: Kin-Wah Tong

DATE: June 20, 2007

MATTER: Serial No. 10/056,682 Filed: January 24, 2002

DOCKET NO.: 003493.00360 (ATT/2001-0335)

APPLICANT: Duffield, et al

The following has been received in the U.S. Patent and Trademark Office on the date of this facsimile:

☐ Petition
☐ Transmittal of Disclosure Statement (1 page)
☐ Copy of PTO-892 (1 page)
☒ Response to Office Action
☐ Petition for Extension of Time
☐ Terminal Disclaimer

☒ Transmittal Letter (2 copies)
☐ Fee Transmittal (2 copies)
☐ Deposit Account Transaction
☒ Facsimile Transmission Certificate
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/056,682
	Filing Date	January 24, 2002
	First Named Inventor	Duffield, et al
	Group Art Unit	2155
	Examiner Name	Alicia Baturay
Total Number of Pages in This Submission	Attorney Docket Number	003493.00360 (ATT/2001-0335)

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ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address, Authorization to Act in a Representative Capacity <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of Facsimile Mailing
Remarks		It is believed no fee is due. However, in the event a fee is due, kindly charge that fee to deposit account number 20-0782. To facilitate that charge, a duplicate copy of this letter is enclosed
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Kin-Wah Tong, Reg. No. 39,400	
Signature		
Date	June 20, 2007	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Kin-Wah Tong		
Signature		Date	June 20, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon on the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PATENT

Att'y. Dkt. No. 003493.00360 (ATT/2001-0335)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Duffield, et al.

Serial No.: 10/056,682

Confirmation No.: 9997

Filed: January 24, 2002

For: **SIZE-DEPENDENT SAMPLING
FOR MANAGING A DATA
NETWORK**

[illegible]

Group Art Unit: 2155

Examiner: Alicia Baturay

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June 20, 2007
Date


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Dear Sir:

RESPONSE TO OFFICE ACTION DATED MARCH 20, 2007

In response to the Office Action dated March 20, 2007, having a shortened statutory period for response set to expire on June 20, 2007, please enter this response and reconsider the claims pending in the application for reasons discussed below. Although Applicants believe that no fee is required, the Commissioner is hereby authorized to charge counsel's Deposit Account No. 20-0782/ATT/2001-0335, for any additional fees, including extension of time fees or excess claim fees, required to make this response timely and acceptable to the Office.